



Docket No: MESO-P001CIP

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, postal address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original first and joint inventor (if multiple names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### **METHODS AND DEVICES FOR CONTINUOUS SAMPLING OF AIRBORNE PARTICLES USING A REGENERATIVE SURFACE**

the specification of which is attached hereto unless the following information is indicated:

X was filed on 03/01/2004;  
as United States Application Number or PCT International Application Number 10/790,936;  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendments referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified, as so indicated below, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

\_\_\_\_\_  
(Application No.)      (Country)      (Month/Day/Year Filed)         Yes         No

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_  
(Application No.)      (Month/Day/Year Filed)

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. 1.56 that became available between the filing date of the prior application and the national or PCT International filing date of this application.

10/366,595      02/11/2003      pending  
(Application No.)      (Month/Day/Year Filed)      (Status - patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

**DENNIS S. FERNANDEZ, REG. NO. 34,160**

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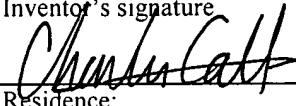
**JAMES HARRIS, REG. NO. 52,995**

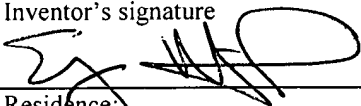
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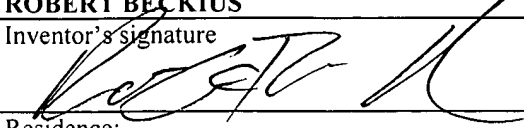
**CUSTOMER NO: 22877**

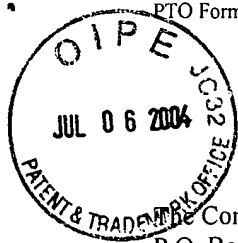
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and beliefs are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: <b>CHARLES JOHN CALL</b>	
Inventor's signature 	Date <b>6/15/04</b>
Residence: <b>6120 PAPER FLOWER PLACE NE, ALBUQUERQUE, NM 87111</b>	
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Postal Address: <b>SAME AS RESIDENCE</b>	

Full name of sole or first inventor: <b>EZRA MERRILL</b>	
Inventor's signature 	Date <b>6/15/04</b>
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Full name of sole or first inventor: <b>ROBERT BECKIUS</b>	
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# RECORDATION COVER SHEET FOR ASSIGNMENT

The Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please record the attached original documents or copy thereof.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1. Name of conveying party:	Execution Date:
Inventor (s): Call, Charles John	<u>6/15/2004</u>
Merrill, Ezra	<u>6/15/2004</u>
Beckius, Robert	<u>6/15/2004</u>
Serial No: 10/790,936	Group Art Unit: 3653
Filed: <u>3/1/2004</u>	Examiner: (Not yet assigned)

2. Name and Address of  
Receiving party: MesoSystems Technology, Inc.  
1001 Menaul Blvd.  
Albuquerque, NM 87107

3. Nature of Conveyance: Assignment

4. Patent Application(s) / Patent Number(s): (not yet assigned)  
New Patent Application Entitled:

**“Methods and Devices for Continuous Sampling of Airborne Particles Using a Regenerative Surface”**

5. Name and address of party to whom correspondences concerning document should be mailed:

Name: DENNIS S. FERNANDEZ, ESQ.  
Customer No: 22877  
Address: FERNANDEZ & ASSOCIATES, LLP  
PATENT ATTORNEYS  
PO BOX D  
MENLO PARK, CA 94026-6204  
PHONE: (650) 325-4999 FAX: (650) 325-1203  
EMAIL: [iploft@iploft.com](mailto:iploft@iploft.com)

6. Total Number of applications and patents involved: ONE

7. Fee Calculation

Assignment Recordation Fee \$40.00  
Total Fees (37 CFR 3.41): \$40.00 X Enclosed  
       Authorized to be charged to Deposit Account

8. Deposit Account Number:

In case Applicant inadvertently miscalculated any required fee, the Commissioner is hereby authorized to charge the necessary additional amount associated with this communication or credit any overpayment to **Deposit Account No: 500482**. A duplicate copy of this authorization is enclosed.

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

\_\_\_\_\_  
DENNIS S. FERNANDEZ, ESQ  
Reg. No. 34,160

Date: 6/30/04